



(National Stage Docket No. 05-084)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Walters et al)	
)	
Serial No.: 10/537,254)	Art Unit: 1651
)	
Filed: 06/01/2005)	Examiner: Susan
)	Fernandez
)	
For: LARGE VOLUME EX VIVO)	
ELECTROPORATION METHOD)	

(National Stage Docket No. 05-084)

SECOND ELECTION OF SPECIES AND AMENDMENT

Mail Stop Non-Fee Amendment and Election of Species
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This SECOND ELECTION OF SPECIES AND AMENDMENT is filed in response to the Official Action dated 07/21/2008 and is filed concurrently with a PETITION FOR REQUEST FOR EXTENSION OF TIME to extend the time to respond by ONE Month to 09/22/2008.

Please amend the above-identified application without prejudice or disclaimer, as follows.

SECOND ELECTION OF SPECIES AND AMENDMENT

The Applicants agree with Examiner Fernandez that the following claims are generic: 1 to 6, 8, 16, 19 to 21, 28, 29, 31, 35, 38, 39, and 42.

However, the Applicants hereby make the election with TRAVERSE.

More specifically, now that method claim 1 and apparatus claim 31 share much common language with respect to the chamber, the geometric factor, and the range of the geometric factor, the Applicants urge Examiner Fernandez to remove the restriction requirement with respect to Group I method claims and Group II apparatus claims.

09/22/2008
Date

Respectfully submitted,

Marvin S. Townsend

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Walters et al
Ser. No. 10/537,254
Docket No. 05-084

SECOND ELECTION OF SPECIES AND AMENDMENT

Alexandria, VA 22313-1450

_____ ;

Name of person making the deposit,

Marvin S. Townsend _____ ;

Signature, *Marvin S. Townsend* _____ ;

Date, *09/22/2008* _____ .